

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**IN RE NATIONAL PRESCRIPTION  
OPIATE LITIGATION**

**MDL No. 2804  
Case No. 17-md-2804  
Judge Dan Aaron Polster**

**This document relates to:**

*The County of Cuyahoga v. Purdue  
Pharma L.P., et al.*, Case No. 17-OP-45004

*The County of Summit, Ohio, et al. v.  
Purdue Pharma L.P. et al.*,  
Case No. 18-OP-45090

---

**DECLARATION OF TIMOTHY W. KNAPP IN SUPPORT OF DEFENDANTS'  
MOTION TO EXCLUDE DAVID CUTLER'S  
OPINIONS AND PROPOSED TESTIMONY**

I, Timothy W. Knapp, declare as follows:

1. I am an attorney at Kirkland & Ellis LLP, counsel for Defendants Allergan Finance, LLC, Allergan plc, Allergan Sales, LLC, and Allergan USA, Inc. in the above captioned case.
2. I submit this declaration in support of Defendants' Motion to Exclude David Cutler's Opinions and Proposed Testimony.
3. Attached as Exhibit 1 is a true and correct copy of the March 25, 2019 Expert Report of Professor David Cutler.
4. Attached as Exhibit 2 is a true and correct copy of excerpts from the April 26, 2019 and April 27, 2019 depositions of David Cutler, Ph.D.
5. Attached as Exhibit 3 is a true and correct copy excerpts from the June 21, 2019 Corrected and Restated Expert Report of Kevin M. Murphy, Ph.D.
6. Attached as Exhibit 4 is a true and correct copy of Anne Case, et al., *Mortality and Morbidity in the 21st Century*, Brookings Papers on Economic Activity (2017).

7. Attached as Exhibit 5 is a true and correct copy of excerpts from the May 10, 2019 Expert Report of Professor Iain Cockburn.

8. Attached as Exhibit 6 is a true and correct copy of excerpts from the May 10, 2019 Expert Report of Professor Margaret K. Kyle.

Respectfully submitted,

Dated: June 28, 2019

/s/ Timothy W. Knapp

Timothy W. Knapp  
KIRKLAND & ELLIS LLP  
300 North LaSalle  
Chicago, IL 60654  
Tel: (312) 862-2000  
timothy.knapp @kirkland.com

*Attorney for Defendants Allergan Finance, LLC f/k/a  
Actavis, Inc. f/k/a Watson Pharmaceuticals, Inc.;  
Allergan Sales, LLC; Allergan USA, Inc.; and specially  
appearing Defendant Allergan plc f/k/a Actavis plc*

CERTIFICATE OF SERVICE

I, Timothy W. Knapp, hereby certify that the foregoing document was served via electronic mail to all parties.

/s/ Timothy W. Knapp

Timothy W. Knapp  
KIRKLAND & ELLIS LLP  
300 North LaSalle  
Chicago, IL 60654  
Tel: (312) 862-2000  
timothy.knapp@kirkland.com